

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

WILLIAM HUNT,

Plaintiff,

v.

MEDTRONIC USA INC,

Defendant.

CASE NO. 3:21-cv-05854-BHS

ORDER

THIS MATTER is before the Court on Defendant Medtronic's Motion to Continue Trial Date and Related Deadlines. Dkt. 87. The motion is **GRANTED** and the current trial date, December 3, 2024, and the associated pre-trial deadlines are **STRICKEN**.

Medtronic moves this Court for a seventy-five day trial continuance. *Id.* It asserts the current trial date presents a scheduling conflict for its lead counsel, Victoria Lockard, who is also the lead in a trial scheduled for November 4, 2024 in the District of New Jersey. *Id.* at 3. The conflicting trial is the first in multi-district litigation for a certified class action brought against three pharmaceutical manufacturers and involves over fifty

1 witnesses. *Id.* Medtronic asserts the conflicting trial “will likely stretch into December, in
2 light of the number of witnesses, closing arguments, and jury deliberations.” *Id.* at 4.

3 Plaintiff William Hunt objects to the requested continuance because he “wants this
4 case concluded.” Dkt. 90. His counsel similarly faces a conflict with another trial
5 scheduled in Pierce County Superior Court for February 3, 2025. *Id.* If the Court chooses
6 to grant the motion for continuation, Hunt requests that the new trial date be set for
7 March 2025. *Id.* at 2.

8 Fed. R. Civ. Proc. 16(b) and Local Rule 16(b) require a showing of good cause to
9 modify a trial schedule. Medtronics’ lead counsel faces significant conflicts with the
10 current trial schedule that warrants modification of the trial schedule.

11 The request for a continuance is **GRANTED**. The Court will issue a new order
12 with a new trial date accommodating both parties’ conflicts within 14 days. The new date
13 will not be before February 17, 2025. *See* Dkt. 87 at 1.

14 **IT IS SO ORDERED.**

15 Dated this 1st day of October, 2024.

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19 BENJAMIN H. SETTLE
20 United States District Judge
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